

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Yong-jin Ahn et al.

Application No. 10/806,319

Group Art Unit: 2627

Confirmation No. 1755

Filed: March 23, 2004

Examiner: Lixi Chow

For: METHOD OF AND APPARATUS FOR RECORDING DATA ON OPTICAL RECORDING
MEDIUM

COMMENTS REGARDING STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

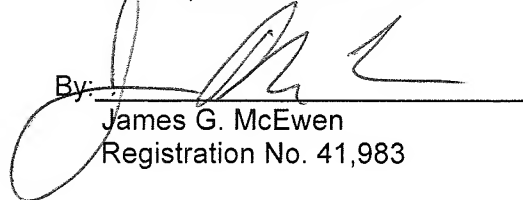
The Examiner provided a Statement of Reasons for Allowance in the Notice of Allowance and in the Office Action mailed April 19, 2007. With respect to the Notice of Allowance, it is respectfully submitted that the Examiner's characterizations of the claims in these reasons do not accurately reflect the status of the claims and instead appears to reflect the features of claim 1. However, it is respectfully submitted that claims 11, 12 and 14 have a different scope than claim 1, and thus the comments do not accurately reflect the invention as claimed in at least claims 11, 12, and 14. Similarly, in the Office Action, the Examiner's comments appear to reflect the features of claim 16, and therefore do not accurately reflect the features of claim 17. Additionally, while the Examiner highlights certain features in bold and characterizes Ichihara (U.S. Patent 6,396,792) as a closest reference, it is noted that the claims have additional patentable features for at least reasons previously submitted beyond those highlighted by the Examiner, and that the claims are patentable over other combinations and references in which Ichihara was not characterized as the closest art for at least reasons previously submitted.

As specified in MPEP 1302.14, "care must be taken to ensure that such reasons are accurate, precise, and do not place unwarranted interpretations, whether broad or narrow, upon the claims." It is submitted that the Examiner's Statement does not meet these standards and, instead, raises "possible misinterpretations" (MPEP 1302.14) and, accordingly, should be disregarded.

It further is submitted that the claims noted above are not constrained by any previous characterizations by the Examiner, and that the claims speak for themselves as to what features are included therein and are their own best evidence as to the reasons for allowance of same.

Respectfully submitted,

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